United States District Court

for the

Eastern District of New York

YEVGINY POLYAKOV,)	
Plaintiff(s)))) (ivil Action	No. 23-cv-7816
v. PEN ENTERPRISES, INC., and PHILIP ETTEDGUI,) Civil Action	10. 23-cv-7810
)))	
Defendant(s))	

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address)

Pen Enterprises, Inc. 521 Coney Island Avenue Brooklyn, New York 11218

Philip Ettedgui c/o Pen Enterprises, Inc. 521 Coney Island Avenue Brooklyn, New York 11218

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff's attorney,

whose name and address are:

Douglas B. Lipsky LIPSKY LOWE LLP

420 Lexington Avenue, Suite 1830 New York, New York 10170

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Date: 10/20/2023

BRENNA B. MAHONEY CLERK OF COURT

Cynthia Valera
Signature of Clerk or Deputy Clerk

AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No.

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (1))

		ame of individual and title, if a	ny)				
was rec	ceived by me on (date)		·				
	☐ I personally served the summons on the individual at (place)						
			on (date)	; or			
	☐ I left the summons at the individual's residence or usual place of abode with (name)						
		, a person of suitable age and discretion who resides there,					
	on (date), and mailed a copy to the individual's last known address; or						
	\square I served the summons on (name of individual), who						
	designated by law to accept service of process on behalf of (name of organization)						
			on (date)	; or			
	☐ I returned the sum	; or					
	☐ Other (specify):						
	My fees are \$	for travel and	\$ for services, for a total of	`\$ <u>0.00</u> -			
	I declare under penalty of perjury that this information is true.						
Date:		_					
	Server's signature						
		-	Printed name and title				
		-	Server's address				

Additional information regarding attempted service, etc: